

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES HART,

Defendant.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)

8:17CR186

ORDER

This matter is before the court on the Unopposed Motion to Continue Trial [41]. Counsel have been actively engaged in plea negotiations and request additional time to resolve the matter short of trial. The defendant has complied with NECrimR 12.1(a) at filing [39]. For good cause shown,

**IT IS ORDERED** that the Motion to Continue Trial [41] is granted, as follows:

1. The jury trial, now set for January 16, 2018, is continued to **February 26, 2018**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and February 26, 2018**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

**DATED: January 5, 2018.**

**BY THE COURT:**

**s/ Susan M. Bazis**  
**United States Magistrate Judge**